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January 16, 2002

VIA FACSIMILE (202/616-9937)

Renata Hesse, Trial Attorney
Antitrust Division, Department of Justice
601 D Street NW, Ste. 1200
Washington, DC 20530


Dear Ms. Hesse:

It is probably safe to assume that as part of the Turney proceedings the court is receiving numerous letters arguing that the Microsoft settlement does not go far enough. Microsoft's competitors have long held the belief that all of their shortcomings in the marketplace might be resolved by the courts. I would like to publicly state that the settlement does more than enough to remedy the case of U.S. v. Microsoft, this issue has gone on far too long, and accepting the settlement will bring closure which is long overdue.

A settlement in a case like this is just that—a settlement. Individuals and companies will spend extensive amounts of time and money trying to point out every single flaw or shortcoming they perceive to be a part of this settlement. But the case against Microsoft is not about trying to make sure those who abhor Microsoft get every single thing they ask for. The settlement is about working to remedy a previously bad situation in a manner that is fair to both sides.

The settlement more than adequately punishes Microsoft. Forcing codes to be opened, placing monitors in their business, and removing any perceived leverage will bring fairness to all the companies trying to gain an advantage from the settlement. Hundreds of hours and countless individuals have worked to craft this settlement. I hope the courts will consider this in their ruling while also recognizing the self interest which motivates many of the letters pouring in against the settlement.

Sincerely,


Mark S. Pulliam